

**BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

**In the Matter of the Accusation
Against:**

Rajesh Kumar Singla, M.D.

Case No. 800-2017-032892.

**Physician's and Surgeon's
Certificate No. A 133480**

Respondent

DECISION

**The attached Stipulated Surrender of License and Order is hereby
adopted as the Decision and Order of the Medical Board of California,
Department of Consumer Affairs, State of California.**

This Decision shall become effective at 5:00 p.m. on April 17, 2018.

IT IS SO ORDERED April 10, 2018.

MEDICAL BOARD OF CALIFORNIA

By:


**Kimberly Kirchmeyer
Executive Director**

1 XAVIER BECERRA
Attorney General of California
2 MARY CAIN-SIMON
Supervising Deputy Attorney General
3 GREG W. CHAMBERS
Deputy Attorney General
4 State Bar No. 237509
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 510-3382
6 Facsimile: (415) 703-5480
Attorneys for Complainant

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8 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. 800-2017-032892

11 **RAJESH KUMAR SINGLA, M.D.**
12 **824 Sonnet Dr**
13 **Vacaville, CA 95687-7261**

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

14 **Physician's and Surgeon's Certificate No. A**
15 **133480**

16 Respondent.

17 In the interest of a prompt and speedy settlement of this matter, consistent with the public
18 interest and the responsibility of the Medical Board of California of the Department of Consumer
19 Affairs, the parties hereby agree to the following Stipulated Surrender and Disciplinary Order
20 which will be submitted to the Board for approval and adoption as the final disposition of the
21 Accusation.

22 **PARTIES**

23 1. Kimberly Kirchmeyer (Complainant) is the Executive Director of the Medical Board
24 of California (Board). She brought this action solely in her official capacity and is represented in
25 this matter by Xavier Becerra, Attorney General of the State of California, by Greg W. Chambers,
26 Deputy Attorney General.

2. Rajesh Kumar Singla, M.D. (Respondent) is represented in this proceeding by attorney John L. Fleer, whose address is 1850 Mt. Diablo Boulevard, Suite 120, Walnut Creek, CA 94596.

3. On or about December 1, 2014, the Board issued Physician's and Surgeon's Certificate No. A 133480 to Respondent. The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2017-032892, and will expire on October 31, 2018, unless renewed.

JURISDICTION

4. Accusation No. 800-2017-032892 was filed before the Board and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on August 8, 2017. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2017-032892 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 800-2017-032892. Respondent also has carefully read, fully discussed with counsel, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

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9. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual basis for the charges in the Accusation and that those charges constitute cause for discipline. Respondent hereby gives up his right to contest that cause for discipline exists based on those charges.

CONTINGENCY

12. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.

3

ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 133480, issued to Respondent Rajesh Kumar Singla, M.D., is surrendered and accepted by the Medical Board of California.

1. The surrender of Respondent's Physician's and Surgeon's Certificate and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Medical Board of California.

2. Respondent shall lose all rights and privileges as a Physician and Surgeon in California as of the effective date of the Board's Decision and Order.

3. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.

4. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked or surrendered license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 800-2017-032892 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

5. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation, No. 800-2017-032892 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

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ACCEPTANCE

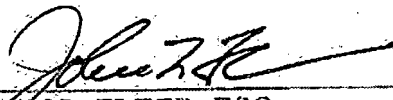
I have carefully read the above Stipulated Surrender of License and Order and have fully discussed it with my attorney, John L. Fleer. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED: 03/28/2018


RAJESH KUMAR SINGLA, M.D.
Respondent

I have read and fully discussed with Respondent RAJESH KUMAR SINGLA, M.D. the terms and conditions and other matters contained in this Stipulated Surrender of License and Order. I approve its form and content.

DATED: 3-29-18


JOHN L. FLEER, ESQ.
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Medical Board of California of the Department of Consumer Affairs.

Dated: APR 2, 2018

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
JANE ZACK SIMON
Supervising Deputy Attorney General

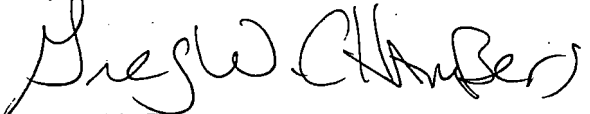

GREG W. CHAMBERS
Deputy Attorney General
Attorneys for Complainant

Exhibit A

Accusation No. 800-2017-032892

1 XAVIER BECERRA
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2 JANE ZACK SIMON
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Attorneys for Complainant

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO August 8 20 17
BY Shirley Pacion ANALYST

8 **BEFORE THE**
9 **MEDICAL BOARD OF CALIFORNIA**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 800-2017-032892

13 **Rajesh Kumar Singla, M.D.**
14 **824 Sonnet Dr**
15 **Vacaville, CA 95687-7261**

A C C U S A T I O N

16 **Physician's and Surgeon's Certificate**
17 **No. A133480,**

18 **Respondent.**

19 Complainant alleges;

20 **PARTIES**

21 1. Kimberly Kirchmeyer (Complainant) brings this Accusation solely in her official
22 capacity as the Executive Director of the Medical Board of California, Department of Consumer
23 Affairs (Board).¹

24 2. On or about December 1, 2014, the Medical Board issued Physician's and Surgeon's
25 Certificate Number A133480 to Rajesh Kumar Singla, M.D. (Respondent). The Physician's and
26 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
27 herein and will expire on October 31, 2018, unless renewed. Said certificate is suspended
28 pursuant to an Interim Suspension Order issued on July 20, 2017.

¹ The term "Board" means the Medical Board of California. "Division of Medical Quality" shall also be deemed to refer to the Board. (Bus. & Prof. Code, section 2002).

JURISDICTION

3. This Accusation is brought before the Board, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2227 of the Code provides that a licensee who is found guilty under the Medical Practice Act may have his or her license revoked, suspended for a period not to exceed one year, placed on probation and required to pay the costs of probation monitoring, or such other action taken in relation to discipline as the Division deems proper.

5. Section 2234 of the Code states:

"The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:

"(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.

"(b) Gross negligence.

"(c) Repeated negligent acts. To be repeated, there must be two or more negligent acts or omissions. An initial negligent act or omission followed by a separate and distinct departure from the applicable standard of care shall constitute repeated negligent acts.

"(1) An initial negligent diagnosis followed by an act or omission medically appropriate for that negligent diagnosis of the patient shall constitute a single negligent act.

"(2) When the standard of care requires a change in the diagnosis, act, or omission that constitutes the negligent act described in paragraph (1), including, but not limited to, a reevaluation of the diagnosis or a change in treatment, and the licensee's conduct departs from the applicable standard of care, each departure constitutes a separate and distinct breach of the standard of care.

"(d) Incompetence.

"(e) The commission of any act involving dishonesty or corruption which is substantially related to the qualifications, functions, or duties of a physician and surgeon.

"(f) Any action or conduct which would have warranted the denial of a certificate.

“(g) The practice of medicine from this state into another state or country without meeting the legal requirements of that state or country for the practice of medicine. Section 2314 shall not apply to this subdivision. This subdivision shall become operative upon the implementation of the proposed registration program described in Section 2052.5.

“(h) The repeated failure by a certificate holder, in the absence of good cause, to attend and participate in an interview by the board. This subdivision shall only apply to a certificate holder who is the subject of an investigation by the board.”

6. Section 726 of the Code states:

(a) The commission of any act of sexual abuse, misconduct, or relations with a patient, client, or customer constitutes unprofessional conduct and grounds for disciplinary action for any person licensed under this division or under any initiative act referred to in this division.

(b) This section shall not apply to consensual sexual contact between a licensee and his or her spouse or person in an equivalent domestic relationship when that licensee provides medical treatment, other than psychotherapeutic treatment, to his or her spouse or person in an equivalent domestic relationship.

FACTS

7. Respondent Rajesh Kumar Singla, M.D. is subject to disciplinary for unprofessional conduct action under sections 2234 and 726 of the Code. The circumstances are as follows:

8. On or about Friday, April 28, 2017, Rajesh Kumar Singla, M.D. called Jane Doe,² a patient of his, who was not his spouse or person in an equivalent domestic relationship, and requested that she schedule an office appointment for the next day. Dr. Singla, a family practice physician, holds office hours Monday through Friday, and two Saturdays a month. Jane Doe complied, and on or about Saturday, April 29, 2017, she appeared at Dr. Singla's office at the medical office in Walnut Creek, California.

9. During the patient visit, Dr. Singla claimed that he wanted to check the dosage of Jane Doe's blood pressure medication. Seated in a chair in close proximity to Jane Doe, Dr.

² The patient will be identified as Jane Doe to protect her privacy. Respondent knows the name of the patient and can confirm her identity through discovery.

1 Singla grabbed her hand. Jane Doe pulled her hand away, and Dr. Singla tried to place his hand
2 on her breast. Jane Doe pulled away, saying, "No!" Dr. Singla moved closer to Jane Doe and
3 pulled down her shirt. Jane Doe continued to say, "No." Dr. Singla grabbed her breast and placed
4 his mouth on her breast. Jane Doe continued to say, "No," and attempted to push him away.

5 10. Dr. Singla then unzipped his pants, exposing his erect penis, grabbed Jane Doe's
6 hand, and forced her to touch his penis. Jane Doe pulled her hand back only to have Dr. Singla
7 grab her hair and pull her head down toward his penis, stating, "kiss it." Soon after, Dr. Singla
8 ejaculated on Jane Doe's face and clothing.

9 11. On or about May 4, 2017, Jane Doe made a pretext call to Dr. Singla with law
10 enforcement officers from the Contra Costa County Sheriff's Office present and listening,
11 recording the phone call. In the course of that interview the following recorded exchanges
12 occurred:

13 Jane Doe: So if you respect me why did that happen?

14 Dr. Singla: I'm sorry about it.

15 12. Additionally, the following exchanges occurred between the two parties:

16 Jane Doe: Like why not anybody else, why me? Why did you choose me?

17 That's my main thing.

18 Dr. Singla: No, I say, you know, I – I told you in the past, you know, but you know, I was
19 attracted, yes. I'm still.

20 XXXXXXXXXX

21 Dr. Singla: Well, I – I've never disrespected, okay? I still respect you, okay? I never
22 thought about you like that. Okay? That I can come on and do something like that.

23 Jane Doe: So what happened? What was on Saturday?

24 Dr. Singla: I don't know, something just happened you know? It was just a moment of the
25 time.

26 Jane Doe: But it was a moment that time it just happened? It happened twice. It's
27 happened twice so far.

1 Dr. Singla: Yeah, just as I've said, just said, you know, it was one of those things that
2 happen, so, just saying I'm sorry about that, won't happen again.

3 XXXXXXXXXX

4 Jane Doe: So basically, if I'm in the room with you, they don't, because I – I would like to
5 discuss this case with you, you know? And I don't know how to feel about myself. How to fee—
6 at least tell me—at least tell me whether you felt bad or good. That's all I want to know. Do you
7 think I'd know . . .

8 Dr. Singla: I feel bad that I did that. I said that I felt bad that I did that, but I wo—I won't
9 do that again.

10 XXXXXXXXXX

11 Jane Doe: So, so then the masturbation you know, it's not going to happen again?

12 Dr. Singla: No.

13 13. On or about May 8, 2017, Dr. Singla was interviewed by Detective N. M.
14 and he informed Detective N.M. that Jane Doe was attracted to him. Additionally, Dr. Singla
15 stated that Jane Doe started touching Dr. Singla's erect penis over his clothes during that April
16 29, 2017, patient visit. According to Dr. Singla, Jane Doe then unzipped his pants and pulled out
17 his penis, touched it for few seconds with her hand and he ejaculated.

18 14. During that May 8, 2017 interview Dr. Singla stated that a similar incident had
19 occurred previously with the same patient approximately one month earlier.

20 15. According to patient Jane Doe, on or about March 17, 2017, patient Jane Doe was
21 lying face down on a table as Dr. Singla checked her breathing. Dr. Singla walked away from
22 Jane Doe, out of her line of vision. Jane Doe looked back and saw Dr. Singla standing in the
23 corner of his examination room, his penis out, masturbating as he stared at Jane Doe.

24 16. In or about February 2017, Jane Doe requested a change in medical doctors through
25 her medical provider, but she was in a serious car accident and did not complete the change to a
26 new medical treater.

27 17. On or about May 8, 2017, Det. N.M. asked Dr. Singla if he would write a letter to
28 Jane Doe to express his feelings. Dr Singla wrote:

1 I am sorry for whatever happened during your last visit. I didn't meant (sic)
2 to do that. I never forced myself on to you. I had always wanted best for
you. I hope you will be able to forgive me.

3 **FIRST CAUSE FOR DISCIPLINE**
4 **(Unprofessional Conduct – Substantially Related to the Practice of Medicine)**

5 Respondent Rajesh Kumar Singla, M.D. is subject to disciplinary action under
6 Business and Professions Code section 2234 for unprofessional conduct, as described above.

7 **SECOND CAUSE FOR DISCIPLINE**
8 **(Sexual Misconduct)**


9 18. Respondent Rajesh Kumar Singla, M.D. is subject to disciplinary action under
10 Business and Professions Code section 726 for sexual misconduct or relations with a patient who
11 was not a spouse or person in an equivalent domestic relationship when Respondent provided
12 medical treatment to that patient, as described above.

13 **PRAYER**

14 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
15 and that following the hearing, the Medical Board of California issue a decision:

- 16 1. Revoking or suspending Physician's and Surgeon's Certificate Number A133480,
17 issued to Rajesh Kumar Singla, M.D.;
- 18 2. Revoking, suspending or denying approval of Rajesh Kumar Singla, M.D.'s authority
19 to supervise physician assistants and advanced practice nurses;
- 20 3. Ordering Rajesh Kumar Singla, M.D., if placed on probation, to pay the Board the
21 costs of probation monitoring; and
- 22 4. Taking such other and further action as deemed necessary and proper.

23
24 DATED: August 8, 2017


KIMBERLY KIRCHMEYER
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant